

* Permit No. 4356

ABSTRACT MADE

APPLICATION FOR A PERMIT

To Appropriate the Public Waters of the State of Oregon

I, Mabel E Withycombe (Name of Applicant) Union (Postoffice) Union State of Oregon, do hereby make application for a permit to appropriate the

following described public waters of the State of Oregon subject to existing rights:

If the applicant is a corporation, give date and place of incorporation

1. The source of the proposed appropriation is North Powder River (Name of stream)

tributary of Powder River

2. The amount of water which the applicant intends to apply to beneficial use is 1 cubic feet per second.

3. The use to which the water is to be applied is Irrigation (Irrigation, power, mining, manufacturing, domestic supplies, etc.)

4. The point of diversion is located Pt. of Diversion Changed - Sp. U. Vol. 3 - P. 413 in the Hearing and Angel Ditch as the same has been located upon the maps of the State Engineer and used by the State Water Board in the adjudication proceedings of North Powder River

being within the SW SE of Sec. 18, Tp. 7 S (Give smallest legal subdivision) Baker (No. N. or S.)

R. 38 E, W. M., in the county of Baker (No. E. or W.)

5. The ditch to be 4 1/2 miles in length, terminating in the NE SW of Sec. 13, Tp. 7 S (Smallest legal subdivision) Baker (No. N. or S.)

R. 38 E, W. M., the proposed location being shown throughout on the accompanying map. (No. E. or W.)

6. The name of the ditch, canal or other works is Hearing and Angel Ditch

DESCRIPTION OF WORKS

DIVERSION WORKS—

7. (a) Height of dam feet, length on top feet, length at bottom feet; material to be used and character of construction (Loose rock, concrete, masonry, rock and brush, timber crib, etc., wasteway over or around dam)

(b) Description of headgate (Timber, concrete, etc., number and size of openings)

* A different form of application is provided where storage works are contemplated. These forms can be secured without charge, together with instructions, by addressing the State Engineer, Salem, Oregon.

CANAL SYSTEM—

8. (a) Give dimensions at each point of canal where materially changed in size, stating miles from headgate. At headgate: Width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

(b) At miles from headgate. Width on top (at water line) feet; width on bottom feet; depth of water feet; grade feet fall per one thousand feet.

FILL IN THE FOLLOWING INFORMATION WHERE THE WATER IS USED FOR:

IRRIGATION—

9. The land to be irrigated has a total area of 93 acres, located in each smallest legal subdivision, as follows:

(Give area of land in each smallest legal subdivision which you intend to irrigate.)

32 acres in the NE 1/4 of the SW 1/4 and

28 acres in the NW 1/4 of the SW 1/4 Section 13, Tp 7 S R 38 E.W.M.

and 33 acres in NE SE Sec. 14 T 7 S R 38 E

Place of Use for 200, 300.

See Vol 3 - p 413.

(If more space required, attach separate sheet)

POWER, MINING, MANUFACTURING, OR TRANSPORTATION PURPOSES—

10. (a) Total amount of power to be developed theoretical horsepower.

(b) Total fall to be utilized feet. (Head)

(c) The nature of the works by means of which the power is to be developed

(d) Such works to be located in of Sec. (Legal subdivision)

Tp., R., W. M. (No. N. or S.) (No. E. or W.)

(e) Is water to be returned to any stream? (Yes or No)

(f) If so, name stream and locate point of return

....., Sec., Tp., R., W. M. (No. N. or S.) (No. E. or W.)

(g) The use to which power is to be applied is

(h) The nature of the mines to be served

MUNICIPAL SUPPLY—

11. To supply the city of.....
..... County, having a present population of....., and an
(Name of) estimated population of..... in 191....

(Answer questions 12, 13, 14, and 15 in all cases)

- 12. Estimated cost of proposed works, \$..... already completed
- 13. Construction work will begin on or before..... already completed
- 14. Construction work will be completed on or before..... already completed
- 15. The water will be completely applied to the proposed use on or before.....
..... already irrigated.

Duplicate maps of the proposed ditch or other works, prepared in accordance with the rules of the State Water Board, accompany this application.

Mabel E Withycombe
.....
(Name of applicant)
per Robt. W.
.....

Signed in the presence of us as witnesses:

- (1) Geo. T Cochran LaGrande, Or.
(Name) (Address of Witness)
- (2) Annetta Johnson La Grande, Ore.
(Name) (Address of Witness)

Remarks: This land was irrigated first in 1910 through this same ditch and
the applicant, in order to make the irrigation legal, and not contrary to
law immediately upon discovery that it was not included in the North Powder
decree, makes this application for a permit.

STATE OF OREGON, }
County of Marion, } ss.

This is to certify that I have examined the foregoing application, together with the accompanying maps and data, and return the same for correction or completion, as follows:

In order to retain its priority, this application must be returned to the State Engineer, with corrections, on or before....., 191....

WITNESS my hand this..... day of....., 191....

State Engineer.

Application No. 6613

Permit No. 4356

PERMIT TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF OREGON

Division No. 2 District No.

This instrument was first received in the office of the State Engineer at Salem, Oregon, on the 2 day of July, 1919, at 1:30 o'clock P.M.

Returned to applicant for correction

Corrected application received

Approved: Jan 15 1920

Recorded in Book No. 15 of Permits, on Page 4356 Percy A Cupper

1 map RS State Engineer.

\$16.93

STATE OF OREGON, County of Marion, ss.

This is to certify that I have examined the foregoing application and do hereby grant the same, subject to the following limitations and conditions: If for irrigation, this appropriation shall be limited to one-eighth of one cubic foot per second, or its equivalent, for each acre irrigated, and shall be subject to such reasonable rotation system as may be ordered by the proper State officer.

The right to the use of water herein granted is limited to irrigation purposes.

The amount of water appropriated shall be limited to the amount which can be applied to beneficial use and not to exceed 1.16 cubic feet per second, or its equivalent in case of rotation. The priority date of this permit is July 2, 1919

Actual construction work shall begin on or before January 15, 1921 and shall thereafter be prosecuted with reasonable diligence and be completed on or before June 1, 1922

Complete application of the water to the proposed use shall be made on or before October 1, 1923

WITNESS my hand this 15th day of January, 1920

Percy A Cupper State Engineer.

Permits for power development are subject to the limitation of franchise as provided in Section 6633, Lord's Oregon Laws, and the payment of annual fees as provided in Chapter 213, Session Laws of 1915.